

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

**DENNIS PIERCE, INC. and
PIERCON, INC.**

PLAINTIFFS

V.

CAUSE NO. 2:16-CV-102-KS-MTP

**LETITIA PIERCE and LETITIA PIERCE
d/b/a PIERCE CREATIVE MARKETING
SERVICE**

DEFENDANTS

NOTICE OF APPEAL

Notice is hereby given that Letitia Pierce and Pierce Creative Marking Service, Defendants, in the above named case, hereby appeal to the United States Court of Appeals for the Fifth Circuit from the Final Judgment on Jury Verdict entered in this action on the 7th day of December, 2017, and the underlying Orders of the Court during trial relating to the jury instructions utilized in the matter and directing a verdict in favor of Plaintiffs as to Plaintiffs' declaratory judgment claims regarding their common law trademark ownership, the validity of their United States Patent and Trademark Office registration, and rejecting the Defendants' affirmative defense of fraudulent trademark registration.

RESPECTFULLY SUBMITTED, this the 5th day of January, 2018.

/s/ Stephan L. McDavid
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Counsel for Defendants

CERTIFICATE OF SERVICE

I certify that on January 5th, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all parties of record.

/s/ Stephan L. McDavid

Attorney for Defendants